

Misdemeanor to practice trade, &c., without license.

Penalty.

Recoverable by sheriff for benefit of school fund.

SEC. 37. Every person who shall practice any trade or profession or use any franchise taxed by the laws of North Carolina, without having paid the tax and obtained a license as required in this act, shall be deemed guilty of a misdemeanor, and punished by fine, not exceeding fifty dollars, or imprisoned not exceeding thirty days, and shall also forfeit and pay a penalty of fifty dollars, which penalty the sheriff of the county in which it has occurred shall cause to be recovered before any justice of the peace of the county for the benefit of the school fund of the county.

SCHEDULE C.

Privilege taxes.

SEC. 38. The taxes embraced in this schedule shall be listed and paid as especially therein directed, and shall be for the privilege of carrying on the business or performing the acts named.

Railroad, &c., companies.

Tax payable semi-annually.

Treasurer to render statement of receipts to state treasurer.

Penalty for failure to make return or pay tax.

Railroads lying in two states. Companies not liable if property taxed.

Tax upon companies whose real estate, &c., is exempt.

SEC. 39. Every railroad, steamboat or canal company, incorporated under the laws of this state, doing business in this state, shall pay to the state a tax on the gross receipts of said company. The said tax shall be paid semi-annually upon the first days of July and January; and, for the purpose of ascertaining the amount of the same, it shall be the duty of the treasurer of said company to render to the treasurer of the state, under oath or affirmation, a statement of the amount of gross receipts of said company during the preceding six months; and if such company shall refuse or fail for a period of thirty days after such tax becomes due to make returns or to pay the same, the amount thereof, as near as can be ascertained by the state treasurer, with an addition of ten per centum thereto, shall be collected for the use of the state: *Provided*, that when a line of railroad or canal belonging to any company liable to this tax lies partly in this state and partly in an adjoining state or states, the part or share of such earnings of the company only shall be subject to the tax as will be in that proportion to the whole receipts which the length of the road or canal within the limits of the state shall bear to the whole length of such road or canal. No railroad or canal company shall be liable to this tax if its property is taxed, but every railroad or canal company incorporated under the laws or doing business in this state which is liable to a tax upon the value of shares of capital stock and personal property, but exempt from tax upon its real estate held for right of way. Station places and workshop location shall, in addition to